

KEVIN V. RYAN (CSBN 118321)
United States Attorney

EUMI L. CHOI (WVBN 0722)
Chief, Criminal Division

KYLE F. WALDINGER (ILSB 6238304)
Assistant United States Attorney

450 Golden Gate Avenue, 11th Floor
San Francisco, California 94102
Telephone: (415) 436-6830
Facsimile: (415) 436-7234

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

NANCY TAN, JOHNNY LEE TAN, and
KEVIN PUA,

Defendants.

No. CR 06-0030 JSW

STIPULATION AND ~~PROPOSED~~
ORDER DOCUMENTING
EXCLUSION OF TIME

With the agreement of the parties in open court on March 23, 2006, and with the consent of the defendants Nancy Tan, Johnny Lee Tan and Kevin Pua, the Court enters this order (1) setting a hearing on June 15, 2006 at 2:30 p.m. and (2) documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from March 23, 2006 to June 15, 2006. The parties agree, and the Court finds and holds, as follows:

1. All three defendants appeared before the Court with counsel on March 23, 2006. Counsel informed the Court that over 1,000 pages of discovery had already been produced to counsel for the defendants and that several additional boxes of discovery would be produced in the near future. Further, counsel informed the court that the United States had several computers in its possession and would make available to defense counsel imaged copies of the computers containing the most significant evidence identified to date by the United States. Counsel for each

STIPULATION & ~~PROPOSED~~ ORDER RE:
EXCLUSION OF TIME [CR 06-0030 JSW]

of the defendants needs time to review the large amount of discovery to be produced and to be made available by the government. Continuing the case until June 15, 2006 will give counsel some opportunity to accomplish this objective.

2. The Court finds that, taking into the account the public interest in the prompt disposition of criminal cases, granting the continuance until June 15, 2006 is necessary based on the complex nature of this case arising from the large amount of discovery and based on effective preparation of counsel. See 18 U.S.C. § 3161(h)(8)(B)(ii) & (iv). Given these circumstances, the Court finds that the ends of justice served by excluding the period from March 23, 2006 to June 15, 2006 outweigh the best interest of the public and the defendants in a speedy trial. Id. § 3161(h)(8)(A).

3. Accordingly, and with the consent of the defendants, the Court (1) sets a hearing for June 15, 2006 at 2:30 p.m. and (2) orders that the period from March 23, 2006 to June 15, 2006 be excluded from Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(8)(A) & (B)(ii) & (iv).

SO STIPULATED.

DATED: _____

/S/
KYLE F. WALDINGER
Assistant United States Attorney

DATED: _____

/S/
EDWARD HUNG
Attorney for the defendant Nancy Tan

DATED: _____

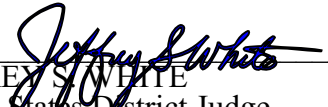
/S/
SHANA KEATING
Attorney for the defendant Johnny Lee Tan

DATED: _____

/S/
DAVID FERMINO
Attorney for the defendant Kevin Pua

IT IS SO ORDERED.

DATED: May 11, 2006


JEFFREY S. WHITE
United States District Judge